

1 and --

2 BY MR. SHOOK:

3 Q However, the persons -- let me direct you to some-  
4 thing. This may help you here. If you turn to page 4 of Mass  
5 Media Exhibit 294, you will note, you will note that most of  
6 the organizations reflect the election of Phillip Crouch,  
7 Matthew Crouch, and Charlene Williams as assistant secretar-  
8 ies.

9 A Yes.

10 Q Now was there any particular reason why that did not  
11 occur, at least it's not reflected in the minutes of National  
12 Minority?

13 A I just -- I do not know, sir.

14 Q Or did it in fact occur and it's simply not noted?

15 A From my perspective, it would have been my desire  
16 for those individuals to be retained as assistant secretaries,  
17 as I've said so often, for signatory purposes but this, this  
18 could have just been an, an error or an oversight, but I, I  
19 just don't know, sir.

20 Q Now, do you recall in testifying about the 1989  
21 meeting where it was noted that all officers and directors  
22 were present, and that one of those persons was  
23 Charlene Williams? Do you remember that?

24 A Yes, sir.

25 Q That took place this morning. Now, do you have any

1 recollection of whether Charlene Williams, and Matthew Crouch,  
2 and Phillip Crouch were in attendance at the 1990 meeting for  
3 National Minority?

4 A I, I do not recall that they were. On the other  
5 hand, I do not recall that they were not. I, I just don't  
6 know.

7 Q So going back to 1989, the meeting, the annual  
8 meeting prior to this, you are certain that Charlene Williams  
9 was there and that other persons elected as assistant secre-  
10 tary were there, and it would have been the practice to attend  
11 such a meeting, or you're not sure?

12 A I'm just not sure. I'm, I'm relying upon the record  
13 as indicated in these minutes.

14 Q Well, in other words, it's -- let's, let's be sure  
15 we understand each other as we're going through this. What we  
16 don't want is for you to reconstruct or infer based on what  
17 you're seeing. If you remember something, you tell us. If  
18 you don't remember something, you tell us.

19 A Yes, sir.

20 Q So in terms of the minutes here, while you may be  
21 able to infer something you just don't remember one way or the  
22 other who was there or who was not there?

23 A That, that is the case, yes, sir.

24 Q That would also have been true for 1989, you just  
25 don't remember with certainty? You, you were simply inferring

1 that someone was there because the minutes said so?

2 A Yes.

3 (Asides.)

4 (Whereupon, a brief recess was taken.)

5 BY MR. SHOOK:

6 Q Would you please turn to Mass Media Exhibit --

7 JUDGE CHACHKIN: One second, sir.

8 COURT REPORTER: We're on.

9 JUDGE CHACHKIN: Okay, go ahead.

10 BY MR. SHOOK:

11 Q Could you please turn to Mass Media Exhibit 295?

12 A Yes, sir.

13 Q Now, I believe this may be responsive to one of the  
14 questions that the judge asked you not too long ago, and if  
15 you would just take a, a brief look through this.

16 (Pause.)

17 A Yes, sir, I've generally scanned it.

18 Q Now, recognizing that this memo was sent to  
19 Jane Duff, would Jane Duff have then brought this information  
20 to your attention?

21 A She typically would have but I don't recall this  
22 specific document.

23 Q Would she have had to seek authority from you in the  
24 normal course in order to obligate Trinity and/or National  
25 Minority TV for the amount of monies to be expended in, in

1 preparing and filing the applications?

2 A No, sir, Trinity was committed to assist NMTV in the  
3 fullest possible way to see that it moved forward.

4 Q Well, let me limit my question, then. Let me limit  
5 my question to simply TBN matters. Would Mrs. Duff have had  
6 to bring -- have had to obtain your authorization in order to  
7 expend the funds necessary to prepare and file the applica-  
8 tions that are noted on page 1 of this memo for TBN?

9 A No, sir.

10 Q You see that just for the filing fees alone it's 24  
11 applications at \$375.00 apiece?

12 A Yes, sir, I see that.

13 Q And Mrs. Duff would not have had to go to you for  
14 authority?

15 A No, sir.

16 Q And that's because she was in charge of the  
17 low-power area?

18 A Yes, sir.

19 Q Would you please turn to Mass Media Exhibit 296?

20 A Yes, sir.

21 Q Now, would you take a brief look through this mate-  
22 rial -- there are nine pages here -- and the question that I  
23 have for you at the outset is, is this a matter upon which you  
24 had the final say as to whether somebody would or would not  
25 qualify for what is noted here as a manse allowance?

1           A     No, I, I would not have been the, the person making  
2 these decisions at all. In the structure of Trinity  
3 Broadcasting, there is a, a ministerial ordination committee  
4 comprised of Pastor Ron Faulkner, the pastor of Trinity's  
5 Christian Center at San Marcos; Pastor Ed Smith, who is the  
6 pastor of Trinity Christian Center of Santa Ana; and I believe  
7 my brother, Phillip Crouch, who is a long-time minister,  
8 comprised the, the committee that compromised our ordination  
9 committee. Those persons who applied for and successfully  
10 completed the course of study for ordination were so ordained,  
11 and then it was basically up to the individual to request a  
12 certain percentage of their salary to be designated as a  
13 housing allowance, and if I understand this document, the job  
14 descriptions that qualified for a manse allowance are so  
15 listed here and then the individual employees requesting such  
16 manse allowance were given a basic ministerial job descrip-  
17 tion.

18           Q     Now from the front -- from the first page of Mass  
19 Media Exhibit 296, it reflects that a CC went to you. Do you  
20 recall seeing this document on or about February 9, 1990?

21           A     I believe I generally remember receiving this and,  
22 and perhaps reviewing it briefly.

23           Q     Is this the, is the type of document that would have  
24 been prepared annually and updated in some fashion, or was  
25 this unusual in the sense that this is a document that is

1 prepared only once every several years?

2 A What would be prepared on an annual basis would be  
3 the list of actual dollar figures for manse allowance. I  
4 don't believe that the, the ministry job descriptions would  
5 have necessarily updated each year unless there was some  
6 change in personnel or location of that personnel.

7 Q Turning to page 6, would it be your understanding  
8 that the duties that are described here for Mrs. Duff accu-  
9 rately reflect what she is doing at the Trinity Broadcasting  
10 Network in February of 1990?

11 A Yes.

12 Q Now I recognize that category number 4 is rather  
13 broad. Are there specific areas that Mrs. Duff is involved in  
14 at this time?

15 A Well, of course, one of those other duties would be  
16 her role in National Minority, and also her role in the CET  
17 and JEB stations.

18 Q And she would have a role in EEO administration?

19 A The purpose of this job description is, is really  
20 more spiritual than material. While it entails some material,  
21 actual functions, remember this is the job description as  
22 mandated by the ordination committee to these individuals not  
23 from myself personally.

24 Q So this job description does not necessarily cover  
25 what Mrs. Duff is doing at work, is that what you're saying?

1           A     Oh, of course, it does but in a spiritual sense as  
2 over and opposed to the material sense.

3           Q     Most of the time I'm losing you; this time you've  
4 lost me. I didn't, I didn't realize -- maybe you can help me.  
5 Is there some difference between the two? Because I had  
6 understood Trinity organization so in the way that it -- this  
7 is a job description that covers the spiritual aspects of what  
8 she's doing. Essentially, that's her job.

9           A     Yes, maybe a little illustration would help. The  
10 pastor of a local church comes to that church because of a  
11 spiritual imperative. His mandate is a spiritual one to take  
12 care of his congregation and his flock. Naturally there are  
13 some mundane duties that go along with that: he has to drive  
14 his car; he has to buy clothes; he has to, you know, do vari-  
15 ous functions perhaps in the office of that church. But the  
16 mandate here in this directive is basically a spiritual direc-  
17 tive as opposed to a strict administrative imperative.

18          Q     Would you please turn to page 7?

19          A     Yes?

20          Q     Should, should the information for Mr. McLelland be  
21 here at this time?

22          A     I suppose that could be debated. Mr. McLelland has  
23 now moved on to a National Minority assignment in Portland,  
24 and since his spiritual duties have not really changed -- he  
25 is still involved in the daily ministry program involving

1 preaching and teaching, albeit now in Portland; he is still a  
2 guest minister in some cases representing Trinity Broadcasting  
3 Network in local congregations across the nation. I think  
4 what really happened here, Mr. Shook, is when Mr. McLelland  
5 moved from Trinity up to Portland, and, and again, his work  
6 with National Minority, there was probably an oversight here  
7 in not amending this, at least, to reflect his involvement  
8 with National Minority as well as some of his work that still  
9 did relate to the network.

10 Q Well, what I'm trying to clarify is whether, in  
11 fact, this was an oversight or whether it was truly reflective  
12 of, you know, what was going on, and the reason I ask that  
13 question is that wasn't there a period of time when  
14 Mr. McLelland was, in a sense, commuting from Portland to  
15 Southern California in order to produce the "Joy in the  
16 Morning" program?

17 A He did that for a, a period of time until the  
18 Portland studios could, could be completed, yes, sir.

19 Q And in February of 1990 wasn't he still traveling to  
20 Southern California in order to produce "Joy in the Morning"?

21 A He may have been. I don't recall the specific time  
22 frame.

23 Q Now turning to page 8, is Terry Hickey still main-  
24 taining his relationship, albeit a spiritual one, with the  
25 Trinity Broadcasting Network despite the fact that he left



1 Trinity's employ to work for All-American TV?

2 A He was still, yes, ordained, as I understand it, by,  
3 by Trinity.

4 Q So that would explain why page 8 is here.

5 A Yes, sir.

6 Q Now when Mr. Hickey was employed by All-American,  
7 did he physically remain in Southern California or did he  
8 actually leave and go some place?

9 A He -- I think he still lived in Southern California  
10 but the offices for AA-TV were some 50 or 60 miles north of  
11 Tustin where Trinity's headquarters is.

12 Q Please turn to Mass Media Exhibit 300.

13 A Yes, sir.

14 Q Can you tell me how it came about that at -- that  
15 there was a special meeting for National Minority TV on  
16 April 19, 1990, and that the board passed a resolution autho-  
17 rizing the authors -- officers of the corporation to investi-  
18 gate a possible purchase of a station for \$9,000,000?

19 A The best of my recollection here, Mr. Shook, is, is  
20 Mrs. Duff brought this information to us having gained the  
21 information by some means that a station in Hammond, Indiana  
22 might be available.

23 Q And I note here you didn't sign until August 15,  
24 1990. Do you see that?

25 A Yes, sir.

1 Q Now you were aware, though, in April that this  
2 possibility existed and you're simply signing your awareness  
3 in August, or did you not become aware until August?

4 A I believe I was generally aware back in April that  
5 this possibility existed. Why it's sometime later that I  
6 signed off, I'm, I'm not quite sure. I may have been travel-  
7 ing or whatever.

8 Q Would you please turn to Mass Media Exhibit 302?

9 A Yes, sir.

10 Q This is the newsletter from May 1990. What I'd like  
11 you to do is focus on the second page, the first page -- or,  
12 excuse me, the second page, the second paragraph.

13 A Yes, sir.

14 Q Now, in that first sentence of the second paragraph  
15 am I correct that the reference to your "CET Educational  
16 affiliate in Jacksonville" is the -- is a reference to  
17 Jacksonville Educator's Broadcasting?

18 A Yes.

19 Q Would you please turn to Mass Media Exhibit 303?

20 A Yes, sir.

21 Q This is a special meeting, minutes of a special  
22 meeting, of the board of the Trinity Christian Center of Santa  
23 Ana, Inc., and I'd like to focus your attention on the fourth  
24 paragraph where it says, "the board approved the loan of  
25 \$225,000 to Jacksonville Educational Broadcasters to be repaid

1 | by August 1 of 1990." Do you see that?

2 |       A     Yes.

3 |       Q     Was that loan evidenced by a note or was there no  
4 | note prepared relative to that loan?

5 |       A     I, I really don't know but I -- it would, it would  
6 | not have normally had a note prepared for that loan.

7 |       Q     Turn to Mass Media Exhibit 309. Excuse me, first  
8 | please turn to Mass Media Exhibit 306.

9 |       A     Yes, sir?

10 |       Q     Will you just glance through it so you know what,  
11 | what this is about?

12 |             (Pause.)

13 |       A     Yes, sir, I am generally aware with this -- of what  
14 | this document is.

15 |       Q     Do you recall receiving a copy of this letter? The  
16 | letter reflects that Mr. May's office sent you a, I think, an  
17 | extra copy is what it appears.

18 |       A     Yes, I see that. I, I have a, a vague recollection  
19 | of, of being aware of this letter. I do believe I received  
20 | it. It was simply some instructions from Mr. May with regard  
21 | to employment applications.

22 |       Q     And this is a matter that Mrs. Duff was generally  
23 | overseeing for Trinity?

24 |       A     No, she really wouldn't have overseen this for  
25 | Trinity but since she was the primary liaison with Mr. May,

1 she brought it to my attention, and this undoubtedly would  
2 then have gone across the street to the personnel department.

3 Q I see. Now would you please turn to Mass Media  
4 Exhibit 307 --

5 A Yes, sir.

6 Q -- and what I'd like you to do is compare the list-  
7 ing of companies under "services rendered" with the listing of  
8 companies under "services rendered" in Mass Media Exhibit 304.  
9 You will note that in Mass Media Exhibit 307, an entry appears  
10 for JEB that was not in Mass Media Exhibit 304.

11 A Yes.

12 Q Do you see that?

13 A I see that.

14 Q Now, would be the case that the rate charged for JEB  
15 was identical to the rates charged for the other companies  
16 listed under "services rendered" in Mass Media Exhibit 307?

17 A I certainly believe that that would have been the  
18 case but I don't have independent knowledge of that at this  
19 moment.

20 Q And do you recall there being any separate retainer  
21 letter relative to Jacksonville Educator's Broadcasting or  
22 that they were simply added onto the other companies for which  
23 Mr. May was performing services?

24 A I recall no separate retainer letter so I assume  
25 that was simply added on as you've indicated.

1 Q So that would have been your understanding; that  
2 would have been the common practice?

3 A Yes.

4 Q Now if you would please turn to Mass Media  
5 Exhibit 309.

6 A Yes, sir.

7 Q If you could, just take a minute to familiarize  
8 yourself with this flow chart; and the question that I have  
9 for you is that -- would this flow chart be a fair reflection  
10 of what the Trinity organization looked like in 1990?

11 A Yes, sir, I, I, I believe this is the flow chart  
12 that I had a very active hand in creating.

13 Q And would it be that Mrs. Duff, your son, Matthew,  
14 and your brother, Phillip, would be the persons who would bear  
15 the title of assistant to the president?

16 A Mrs. Duff and, and my son Matthew would have carried  
17 those titles as I -- as indicated here. Mr. Phillip Crouch  
18 would have -- was chief of staff.

19 Q I see. And under Mrs. Duff, she had responsibility  
20 for station acquisitions which included both low-power and  
21 full-power?

22 A By now, I think Mrs. Duff had gotten involved in  
23 some of the full-power negotiations and -- yes.

24 Q And this would have been for the network?

25 A Yes, this is a Trinity Broadcasting Network adminis-

1 trative flow chart.

2 Q Please turn to Mass Media Exhibit 311.

3 A Yes, sir.

4 Q This is a memo from George Sebastian to yourself  
5 dated June 18, 1980. It indicates that Channel 36 for Salt  
6 Lake City is coming on line.

7 A Yes.

8 Q Is this the -- is this a memo, a type of memo --  
9 excuse me, is the information in this memo of a type that  
10 Mr. Sebastian would have routinely transmitted to you?

11 A Yes, sir. This is a, a, a very familiar and typical  
12 memorandum alerting me as to a low-power, or any kind of  
13 station, signing on the air.

14 Q And this memo would have been transmitted to you  
15 because any such, any such station that was listed here was  
16 going to be broadcasting Trinity programming? Is that the --  
17 is that what would trigger such a memo going to you?

18 A Yes.

19 Q Regardless of who the particular licensee of the  
20 station was.

21 A Yes.

22 Q Please turn to Mass Media Exhibit 312.

23 A Yes, sir.

24 Q Now what is it, what is it that occasioned the  
25 addition of Allen Brown as an assistant secretary?

1           A     Mr. Brown is now the director of finance and I think  
2 he has been for some time but it seems I have a dim recollec-  
3 tion of, of either he had been omitted in the annual meeting  
4 or -- anyhow, we always wanted the director of finance to be  
5 an assistant secretary for signatory purposes and apparently  
6 he had been overlooked in some manner, and we were rectifying  
7 that.

8           Q     Did Mr. Brown replace Charlene Williams as director  
9 of finance?

10          A     Yes.

11          Q     So that basically what we're, what we're talking  
12 about here is Trinity's director of finance being added or  
13 elected as an assistant secretary because of that.

14          A     Yes, sir.

15          Q     And that, in turn, it would have been the practice  
16 to add Allen Brown as an assistant secretary to every corpora-  
17 tion for which Trinity provided financial services?

18          A     That was my desire.

19          Q     Could you please turn to Mass Media Exhibit 314?

20          A     Yes, sir.

21          Q     You see that this is a listing of stations that is  
22 being sent to Reverend Espinoza by Mrs. Duff?

23          A     Yes, sir.

24          Q     Do you have any knowledge as to why Mrs. Duff is  
25 sending such a listing to the Reverend Espinoza?

1           A     Other than just the stated purpose in her letter,  
2 no.

3           Q     You had not been in contact with Reverend Espinoza  
4 relative to this matter? His sole contact was, was with  
5 Mrs. Duff?

6           A     His primary contact was with Mrs. Duff.

7           Q     In other words, you don't recall having any conver-  
8 sation with Reverend Espinoza about what NMTV has or doesn't  
9 have, that that was just between him and Mrs. Duff?

10          A     Other than what we learned and knew about during  
11 board meetings -- Reverend Espinoza was a viewer of TBN as  
12 well as a program participant and producer, but to answer your  
13 specific question, I, I simply do not know what prompted this  
14 particular letter from Mrs. Duff to Reverend Espinoza.

15          Q     Would you please turn to Mass Media Exhibit 315?

16          A     Yes, sir.

17          Q     With respect to the second substantive paragraph,  
18 "the board then passed a resolution authorizing," just read  
19 that to yourself.

20                   (Pause.)

21          A     Yes, sir, I've read it.

22          Q     Now, did the information regarding the availability  
23 of a full-power station in Concord, California come to the  
24 attention of the board by Mrs. Duff, or by yourself, or via  
25 some other means?



1           A     My best recollection was that the information on, on  
2 this station in Concord came to me through Mr. James Gammon, a  
3 station broker here in Washington.

4           Q     And you then brought it to the attention of  
5 Mrs. Duff?

6           A     That is my understanding and that's what my memory  
7 tells me, yes.

8           Q     And so that information being given to you by  
9 Mr. Gammon then resulted or led to the special meeting that's  
10 noted here?

11          A     Yes, sir.

12          Q     Did you communicate with the Reverend Espinoza that  
13 there was a station available in Concord, California?

14          A     I did not.

15          Q     Would you please turn to Mass Media Exhibit 317?

16          A     Yes, sir.

17          Q     Just read it to yourself.

18               (Pause.)

19          A     Yes, sir, I've read it.

20          Q     Now at the top it says, "All station  
21 managers/supervisors." is that supposed to cover National  
22 Minority, CET, and JEB stations as well as the Trinity owned  
23 and operated stations?

24          A     No, sir, I don't understand it to mean that.  
25 Station managers have various junior level of supervisory

1 personnel under them that have occasion to communicate back  
2 and forth to network headquarters. I take this to mean a, a,  
3 a strictly internal Trinity Broadcasting Network memorandum.

4 Q Well, that's what, that's what you believe you --  
5 that's what you had in mind when you put this memo together,  
6 is that what you're saying?

7 A Yes, sir.

8 Q Now, in terms of where this memo was distributed,  
9 though, do you know to whom it was distributed?

10 A It, it would have been my directive to distribute it  
11 to all of the TBN wholly owned and operated stations.

12 Q So are you saying you have no knowledge as to  
13 whether or not it was, in fact, distributed to National  
14 Minority, CET, and JEB?

15 A I, I do not know if it was or was not. I presume it  
16 could have been but I do not recall if that was the case or  
17 not.

18 Q Please turn to Mass Media Exhibit 318.

19 A Yes, sir.

20 Q This is now a special meeting for National Minority  
21 TV, August 15, 1990, and this is the meeting at which  
22 Reverend Aguilar is elected as a director.

23 A Yes.

24 Q Now in the third paragraph, "the board then  
25 considered" et cetera, the second sentence reads, "The

1 responsibilities of board membership was explained to  
2 Mr. Aguilar, and Mr. Aguilar indicated he would be able to  
3 meet the demands of a director and officer." Who explained to  
4 Reverend Aguilar what the responsibilities of board membership  
5 would be?

6 A I don't remember an exact dialogue but I think  
7 probably Mrs. Duff and I both explained to him the, the duties  
8 of, of what a officer and director of NMTV would be.

9 Q Do you recall what was explained to him in terms of  
10 what Reverend Aguilar was supposed to do?

11 A I remember some of those things.

12 Q And what things do you remember?

13 A We -- I remember explaining to him what being a  
14 board member entailed as far as being considered a -- an owner  
15 of the station. We explained -- I can remember explaining to  
16 him that he would need to attend board meetings of the corpo-  
17 ration; that his input and insights into the minority commun-  
18 ity of Orange County, Southern California, would be valuable  
19 to us; that I would appreciate his continuing to produce a, a  
20 very fine minority-oriented television program that was, I  
21 believe, by this time being broadcast on the entire network.  
22 I believe that I also encouraged him to continue his involve-  
23 ment in distributing food and clothing and providing housing  
24 for -- which he had been doing for some time for Trinity  
25 Broadcasting Network and that we wished him to continue to do

1 all of this into the future; that we appreciated and would  
2 continue to appreciate his participation and the participation  
3 by members of his church in providing telephone prayer part-  
4 ners for answering the telephones at the network which, obvi-  
5 ously, would include calls from the, the Portland area. These  
6 are simply some of the things that, that I can recall that  
7 were discussed either by myself and Mrs. Duff with, with  
8 Reverend Aguilar.

9 Q Okay, this discussion was a face-to-face discussion  
10 between yourself, and Mrs. Duff, and Reverend Aguilar?

11 A Yes, sir.

12 Q I take it that it was -- now it says "at Newport;  
13 the meeting was held at Newport Beach." So that's not Trinity  
14 headquarters so where are we talking about here?

15 A This was a, a hotel restaurant across the street  
16 from John Wayne Airport in Newport Beach.

17 Q So the first thing you -- one of the things you  
18 emphasized to Reverend Aguilar was that he was supposed to  
19 show up to director's meetings.

20 A Yes, sir.

21 Q Prior to the time he became a director, prior to  
22 this meeting, what information was transmitted to  
23 Reverend Aguilar in terms of what the holdings were of  
24 National Minority TV?

25 A I didn't convey any of that information to him.

1 Q Was any information conveyed to him in terms of what  
2 the articles of incorporation and the bylaws were?

3 A I did not -- I, I would not have conveyed that  
4 information to him so I do not know.

5 Q In other words you don't know whether that was  
6 actually sent to him beforehand.

7 A No, sir.

8 Q Do you know whether any financial information was  
9 sent to Reverend Aguilar beforehand?

10 A No, sir.

11 Q Was any financial information given to  
12 Reverend Aguilar at this meeting?

13 A I don't recall any financial information, no, sir.

14 Q Was there any particular reason why National  
15 Minority chose to add Phillip Aguilar to the board as opposed  
16 to a minority from the Portland area where National Minority  
17 had its station?

18 A I can only tell you what I -- that from my perspec-  
19 tive and that would have been -- it would have been less  
20 practical for someone from the Portland area to serve on the  
21 board and to attend meetings. I think Reverend Aguilar was,  
22 was selected -- one reason was certainly his proximity to the,  
23 the headquarters and his availability to us for, for meetings.

24 Q Was Reverend Aguilar your choice or was  
25 Reverend Aguilar Mrs. Duff's choice?

1           A     I do recall a telephone conversation with Mrs. Duff  
2 when she advised me that Reverend Espinoza had submitted his  
3 resignation, and she and I discussed several potential candi-  
4 dates. One of them was Dr. E.V. Hill; another was  
5 Armando Ramirez; and the other was Reverend Aguilar. And,  
6 again, I can only say I think the, the reason we finally  
7 selected Reverend Aguilar was because of his closeness and  
8 proximity to the NMTV headquarters.

9           JUDGE CHACHKIN: Are you ready to move on?

10          MR. SHOOK: Well, just one more.

11          JUDGE CHACHKIN: Well, go ahead.

12          BY MR. SHOOK:

13          Q     One more question relevant to this matter. I think  
14 we've finished. Of course, famous last words "one more ques-  
15 tion" as often as not leads to a second one but we'll see.  
16 But you do recall from earlier testimony that in -- that there  
17 instances -- in fact, it was the early pattern for Trinity to  
18 have as a director of the owned and operating company, such as  
19 Indiana, Florida, New York, a station manager as a director.

20          A     Yes.

21          Q     Now, why didn't that happen with respect to National  
22 Minority TV?

23          A     In the case of Mr. Jim McLelland, for example?

24          Q     Well, I know Mr. McLelland is white so that's one  
25 explanation, but in terms of having a National Minority

1 station manager or a person from that locale added on as a  
2 director, that's, that's what I'm asking. Why didn't that  
3 happen for National Minority?

4 A I think the fact that Mr. McLelland approached us  
5 and desired to move there, and was well-known to us, and was  
6 well-trained and knew the ins and outs of the network and the  
7 goals and priorities --

8 Q I think we're thinking about two different things.  
9 What I'm thinking about is why isn't a minority person -- I  
10 mean, if we're supposed to have another minority person added  
11 on to this board, why isn't the minority person, first, from  
12 Odessa, and then, secondly, from Portland being considered for  
13 board membership?

14 A I just -- I'd never thought about that or focused on  
15 it so I just, I just don't know, Mr. Shook.

16 JUDGE CHACHKIN: All right, we'll take a 10-minute  
17 recess.

18 (Whereupon, a brief recess was taken from 3:00 p.m.  
19 until 3:10 p.m.)

20 JUDGE CHACHKIN: We're on.

21 (Asides.)

22 BY MR. SHOOK:

23 Q All right, Dr. Crouch, please direct your attention  
24 to Mass Media Exhibit 321.

25 A Yes, sir, I'm there.

1           Q     Now, Ben Miller, who was the sender of -- or a  
2 receiver, rather, of this memo is still the director of engi-  
3 neering at Trinity, correct, and was so in September of 1990?

4           A     Yes, sir.

5           Q     And Dale Osborne was the station manager at the  
6 Trinity station in Canton, Ohio?

7           A     Yes, sir.

8           Q     But if you look at the first paragraph, it reflects  
9 that -- he's saying, "Ben, I went to Columbus yesterday."  
10 Now, the only Columbus station of which we're aware is a  
11 National Minority station. Would that --

12          A     I --

13          Q     -- would that be correct?

14          A     As I read this, Mr. Shook, he says, "I went to  
15 Columbus yesterday and looked at the Grass Valley switcher per  
16 your request." A low-power station would never have a Grass  
17 Valley switcher, so I have a feeling that this station in  
18 Columbus that he went to was probably somebody else's regular  
19 TV station that he went to just to inspect a piece of gear to  
20 see what he thought of it.

21          Q     Aha. All right, and then in terms of "Paul Ogle at  
22 Com 3," do you know what that's about, the next paragraph?

23          A     No, sir. I have no knowledge of who Paul Ogle is or  
24 what that Com 3 stands for.

25          Q     Very good. All right, so the Grass Valley switcher



1 has absolutely nothing to do with a low-power station?

2 A Believe me, it does not.

3 Q For the benefit of my companion, Mr. Schonman, can  
4 you tell us what a Grass Valley switcher is?

5 A A Grass Valley switcher is a device by which more  
6 than one camera is plugged into it. It has one output leading  
7 to, typically, a tape recorder, and a director sits at it and  
8 is able to push buttons or push levers to select which camera  
9 he wants to take a picture from and make the record on tape  
10 with.

11 Q Thank you. Would you please turn to Mass Media  
12 Exhibits 322 and 323 and just to familiarize yourself with  
13 them? I'm not going to ask you questions about the figures.  
14 My question for you is a more general one, which is would the  
15 same TBN personnel have been involved in interacting with the  
16 auditing firm that put together the two financial statements  
17 that we have here?

18 A Yes, sir.

19 MR. SHOOK: I'm finished with Volume 5.

20 (Pause.)

21 BY MR. SHOOK:

22 Q Please turn to Mass Media Exhibit 324.

23 A Yes, sir, I'm there.

24 Q Now this is the financial report, or the auditor's  
25 report, rather, for CET.